


After identification by the NCDPS of the officers, summonses were issued to all of the Defendants on or about July 10, 2015. (Doc. No. 20). Since that time, summonses and the Complaint have been served on the following Defendants, including the John Doe Defendants: David Aaron, Timothy Reynolds, Louis Griffin, Matthew Boone, Manuel Zaccheus, James Bird, and John Hunt. On August 6, 2015, Plaintiff filed the pending motion, which he titled “Discovery Requests,” wherein he seems to imply that he is still unaware of the names of the officers involved in the December 12, 2013, search. (Doc. No. 34). Plaintiff requests video footage of the search so that he can “identify the names of the John Doe Defendants who allegedly perpetuated the sexual assault.” (Id.).

Plaintiff’s motion for discovery is denied. Defendants have explained in their response to Plaintiff’s motion that the names of the officers involved in the search have already been provided to Plaintiff, and summonses have already been issued by the Court to them. Furthermore, all but one Defendant in this case has been served with the Complaint. To the extent Plaintiff seeks, through his motion, to obtain video footage of the events of December 12, 2013, such a request should be made as a discovery request, rather than as a motion, pursuant to the discovery provisions of the Federal Rules of Civil Procedure. The Court further advises Plaintiff that, because Defendants have not filed their Answer to the Complaint, discovery has not commenced. The discovery period will commence when Defendants have filed their Answers, and after this Court has entered a scheduling order, setting forth deadlines for discovery in this action. At that point, Plaintiff may then begin submitting discovery requests to Defendants.

IT IS HEREBY ORDERED that Plaintiff's "Motion for Discovery," (Doc. No. 34), is
DENIED.


Frank D. Whitney
Chief United States District Judge

